

(1) PARTICIPATION OF THE EMPLOYING UNIT IN A WORK SHARING UNEMPLOYMENT INSURANCE PROGRAM THAT THE SECRETARY HAS APPROVED; OR

(2) A SHUTDOWN OF THE EMPLOYING UNIT:

(I) TO HAVE EMPLOYEES TAKE THEIR VACATIONS AT THE SAME TIME;

(II) FOR INVENTORY;

(III) FOR RETOOLING; OR

(IV) FOR ANY OTHER PURPOSE THAT IS PRIMARILY OTHER THAN A LACK OF WORK AND THAT CAUSES UNEMPLOYMENT FOR A DEFINITE PERIOD.

(E) BENEFITS NOT CHARGEABLE.

THE SECRETARY MAY NOT CHARGE BENEFITS PAID TO A CLAIMANT AGAINST THE EARNED RATING RECORD OF AN EMPLOYING UNIT IF:

(1) THE CLAIMANT LEFT EMPLOYMENT VOLUNTARILY WITHOUT GOOD CAUSE ATTRIBUTABLE TO THE EMPLOYING UNIT;

(2) THE CLAIMANT WAS DISCHARGED BY THE EMPLOYING UNIT FOR GROSS MISCONDUCT AS DEFINED IN § 8-1002 OF THIS TITLE;

(3) THE CLAIMANT LEFT EMPLOYMENT VOLUNTARILY TO ACCEPT BETTER EMPLOYMENT OR ENTER TRAINING APPROVED BY THE SECRETARY; OR

(4) THE EMPLOYING UNIT PARTICIPATES IN A WORK RELEASE PROGRAM THAT IS DESIGNED TO GIVE AN INMATE OF A CORRECTIONAL INSTITUTION AN OPPORTUNITY TO WORK WHILE IMPRISONED AND UNEMPLOYMENT WAS THE RESULT OF THE CLAIMANT'S RELEASE FROM PRISON.

(F) REMOVAL OF RECOVERABLE BENEFITS FROM RECORD.

(1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, IF THE SECRETARY DETERMINES BEFORE THE COMPUTATION DATE THAT BENEFITS THAT HAVE BEEN CHARGED AGAINST THE EARNED RATING RECORD OF AN EMPLOYING UNIT ARE RECOVERABLE UNDER § 8-809 OF THIS TITLE, THE SECRETARY SHALL REMOVE THOSE CHARGES FROM THE EARNED RATING RECORD BEFORE COMPUTATION OF THE EARNED RATE.